

TIME RECEIVED  
October 28, 2022 at 11:34:28 AM EDT

REMOTE CODE

DURATION  
86

PAGES  
4

STATUS  
Received

OCT. 28. 2022 11:57AM

BARON & BUDD (214) 520-1181

NO. 6078 P. 1

Date: October 28, 2022

To: Honorable John Milton Young

Company: United States District Court, Eastern  
District of Pennsylvania

Fax: (267) 299-7368

Telephone: (267) 299-7360



From: W. Scott Simmer

Total Pages  
Including Cover: 2

RE: *United States ex rel. Ellsworth Assocs., LLP v. CVS Health Corporation, et al.*,  
No. 2:19-cv-02553-JMY

**BARON & BUDD, P.C.®**

Fax 214.520.1181  
800.222.2766  
tel 202.333.4562

3102 Oak Lawn Avenue  
Suite 1100  
Dallas, TX 75219-4281

Dear Judge Younger:  
Please find the enclosed correspondence.

Respectfully submitted,  
W. Scott Simmer

DALLAS | BATON ROUGE | NEW ORLEANS | LOS ANGELES  
SAN DIEGO | CHICO | NEW YORK | WASHINGTON, D.C.

FACSIMILE CONFIDENTIALITY NOTICE: The information in this facsimile message is legally privileged and confidential, and is intended only for use by individual(s) named as recipient(s). Unless you are a named recipient of this facsimile, you should not read, distribute, or otherwise use this facsimile, and you should immediately notify the sender. If you have received this facsimile in error, please notify Baron & Budd by telephone at 214.521.3605 immediately. Thank you.

October 28, 2022

**VIA FACSIMILE**

The Honorable John Milton Younge  
USDC Eastern District of Pennsylvania  
4007 U.S. Courthouse  
601 Market Street, Courtroom 4-A  
Philadelphia, PA 19106

Re: *U.S. ex rel. Ellsworth Assocs., LLP v. CVS Health Corp., et al.*, No. 2:19-cv-02553-JMY

Dear Judge Younge,

The parties submit this joint letter regarding the Plaintiff-Relator's request for an extension of time in this action, pursuant to Rule A.1 of your Policies and Procedures.

Plaintiff-Relator requests a 30-day extension of their time to file a sur-reply to the Defendants' reply to Plaintiff-Relator's Response to the Motion to Dismiss. The extension would move their time to reply from November 1, 2022, to December 1, 2022. No prior request has been made for this relief.

The parties have met and conferred regarding the extension and the Defendants do not oppose to it. We thank the Court for its attention to this matter.

Respectfully submitted,

**BARON & BUDD P.C**

By: /s/ W. Scott Simmer

W. Scott Simmer (admitted *pro hac vice*)

William G. Powers (PA Bar No. 316876)

Noah M. Rich (admitted *pro hac vice*)

Catherine H. Dorsey (*pro hac vice* pending)

The Watergate

600 New Hampshire Ave. NW, 10th Floor

Washington, DC 20037

Telephone: (202) 333-4562

Facsimile: (202) 337-1039

*Counsel for Plaintiff- Relator Ellsworth  
Associates, LLP*

cc: Counsel of Record (Via E-Mail)

Date: October 28, 2022  
To: Honorable John Milton Younge  
Company: United States District Court, Eastern  
District of Pennsylvania  
Fax: (267) 299-7368  
Telephone: (267) 299-7360



From: W. Scott Simmer  
Total Pages  
Including Cover: 2

**RE: *United States ex rel. Ellsworth Assocs., LLP v. CVS Health Corporation, et al.,***  
**No. 2:19-cv-02553-JMY**

---

**BARON & BUDD, P.C.®**

Fax 214.520.1181 3102 Oak Lawn Avenue  
800.222.2766 Suite 1100  
tel 202.333.4562 Dallas, TX 75219-4281

Dear Judge Younge:  
Please find the enclosed correspondence.

Respectfully submitted,  
W. Scott Simmer

---

DALLAS | BATON ROUGE | NEW ORLEANS | LOS ANGELES  
SAN DIEGO | CHICO | NEW YORK | WASHINGTON, D.C.

**FACSIMILE CONFIDENTIALITY NOTICE:** The information in this facsimile message is legally privileged and confidential, and is intended only for use by individual(s) named as recipient(s). Unless you are a named recipient of this facsimile, you should not read, distribute, or otherwise use this facsimile, and you should immediately notify the sender. If you have received this facsimile in error, please notify Baron & Budd by telephone at 214.521.3605 immediately. Thank you.

October 28, 2022

**VIA FACSIMILE**

The Honorable John Milton Younge  
USDC Eastern District of Pennsylvania  
4007 U.S. Courthouse  
601 Market Street, Courtroom 4-A  
Philadelphia, PA 19106

Re: *U.S. ex rel. Ellsworth Assocs., LLP v. CVS Health Corp., et al.*, No. 2:19-cv-02553-JMY

Dear Judge Younge,

The parties submit this joint letter regarding the Plaintiff-Relator's request for an extension of time in this action, pursuant to Rule A.1 of your Policies and Procedures.

Plaintiff-Relator requests a 30-day extension of their time to file a sur-reply to the Defendants' reply to Plaintiff-Relator's Response to the Motion to Dismiss. The extension would move they time to reply from November 1, 2022, to December 1, 2022. No prior request has been made for this relief.

The parties have met and conferred regarding the extension and the Defendants do not oppose to it. We thank the Court for its attention to this matter.

Respectfully submitted,

**BARON & BUDD P.C**

By: /s/ W. Scott Simmer

W. Scott Simmer (admitted *pro hac vice*)

William G. Powers (PA Bar No. 316876)

Noah M. Rich (admitted *pro hac vice*)

Catherine H. Dorsey (*pro hac vice* pending)

The Watergate

600 New Hampshire Ave. NW, 10th Floor

Washington, DC 20037

Telephone: (202) 333-4562

Facsimile: (202) 337-1039

*Counsel for Plaintiff- Relator Ellsworth  
Associates, LLP*

cc: Counsel of Record (Via E-Mail)